



PATENT
1515-1034

TO
AF

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Stefan VIRTANEN

Conf. 4900

Application No. 10/534,365

Group 3672

Filed December 5, 2005

Examiner G. Collins

A REAMER ASSEMBLY

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

MS APPEAL BRIEF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

February 28, 2008

Sir:

This replies to the Notice of January 28, 2008.

It is noted that an entire Brief is not required, just the defective section may be submitted.

Accordingly, Section (iii) is rewritten as follows.

(iii) Status of Claims

Claims 1-7 were originally presented. By a preliminary amendment of May 9, 2005, these were amended to remove multiple dependency.

By an amendment of February 20, 2007, the claims were further amended and claim 2 was canceled.

In an Amendment After Final Rejection, filed August 20, 2007, claims 1 and 4 were amended to replace the term "equidistantly" with the term --at the same distance--.

It is said that the Brief should also include the claims, statutes and reference with regards to the grounds of rejection presented for review. The claims appealed are claims 1-7, set forth in the Claims Appendix.

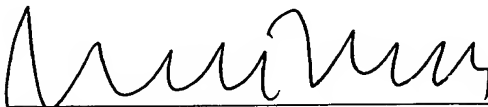
As to the statutes, the only statutes involved are 35 USC 102(e) and 35 USC 103(a). The appeal is from the rejection of claims 1-5 and 7 under 102(e) as anticipated by BRANDENBERG et al. 6,799,648, and claim 6 under 103(a) as unpatentable over BRANDENBERG '648.

It is believed that the above is completely in compliance with the Notification of January 28, 2008.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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